

COUNTY OF LOS ANGELES TREASURER AND TAX COLLECTOR



KENNETH HAHN HALL OF ADMINISTRATION 500 WEST TEMPLE STREET, ROOM 437 LOS ANGELES, CALIFORNIA 90012

MARK J. SALADINO
TREASURER AND TAX COLLECTOR

TELEPHONE (213) 974-2101

TELECOPIER (213) 626-1812

April 11, 2006

The Honorable Board of Supervisors County of Los Angeles 383 Kenneth Hahn Hall of Administration 500 West Temple Street Los Angeles, California 90012

Dear Supervisors:

AGREEMENT TO PURCHASE
"TAX DEFAULTED SUBJECT TO POWER TO SELL" PROPERTY
SUPERVISORIAL DISTRICT 1 - AGREEMENT 2356
(3 VOTES)

IT IS RECOMMENDED THAT YOUR BOARD:

Approve and instruct the Mayor to sign the Purchase Agreement of "Tax Defaulted Subject to Power to Sell" property being acquired by Mountains Recreation and Conservation Authority (public agency) pursuant to the Revenue and Taxation Code, with revenue to be provided to recover a portion, if not all, of back property taxes, penalties, and costs on the delinquent parcel and any remaining tax balance to be cancelled from the existing tax rolls; and approve publication of the Purchase Agreement of "Tax Defaulted Subject to Power to Sell" property.

PURPOSE OF RECOMMENDED ACTION

The property described in the agreement may be sold in accordance with the provisions of Division 1, Part 6, Chapter 8 of the Revenue and Taxation Code and with the policy adopted by Board action on November 24, 1970 as indicated on Attachment "A". Exhibit "A", attached to the agreement, indicates the legal description and selling price of the parcel.

The Honorable Board of Supervisors April 11, 2006 Page 2

Upon approval, the enclosed agreement and copy are to be signed by the Mayor and returned to the Tax Collector for transmittal to the State Controller for further approval. County Counsel has approved the agreement as to form.

IMPLEMENTATION OF STRATEGIC PLAN GOALS

Approval of this agreement is in accordance with the Countywide Strategic Plan Goals of Fiscal Responsibility and Collaboration Across Jurisdictional Boundaries. Delinquent property taxes and costs are recovered, and limited-use parcels are identified for appropriate public purposes.

JUSTIFICATION

The Chapter 8 Agreement sale procedure permits eligible public agencies to acquire "Tax Defaulted Subject to Power to Sell" properties without the necessity of a public auction. The property described in this letter will be acquired by one public agency, Mountains Recreation and Conservation Authority, which intends to utilize this property for permanent open space and parkland purposes.

FISCAL IMPACT/FINANCING

Revenue will be provided to the County for apportionment among the affected taxing agencies, which will recover a portion, if not all, of back property taxes, penalties, and costs on the delinquent parcel. Any remaining tax balance will be cancelled from the existing tax roll.

Existing appropriation is available in the current Treasurer and Tax Collector 2005/2006 Budget for publication costs. Publishing, in accordance with Section 3798 of the Revenue and Taxation Code, is the most cost-effective method of giving adequate notification to parties of interest.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The Chapter 8 Agreement sale procedure permits eligible public agencies to acquire "Tax Defaulted Subject to Power to Sell" properties pursuant to Section 3791, et seq., of the Revenue and Taxation Code.

Attachment "B" is a summary of the public agency's purchase. This attachment indicates the affected Supervisorial District and the public use for which the property is being acquired. Moreover, we have included copies of the relevant sections of the Revenue and Taxation Code pertaining to the Chapter 8 Agreement sale for your

The Honorable Board of Supervisors April 11, 2006 Page 3

information. County Counsel has approved the agreement as to form. Attached to the agreement is the Assessor's parcel map showing the dimensions and general location of the affected parcel.

Efforts will be made to contact the owners and parties of interest to inform them of their tax liabilities and the provisions for the redemption of the property pursuant to Section 3799 of the Revenue and Taxation Code.

Section 3798 of the Revenue and Taxation Code mandates notice of agreements to be published once a week for three (3) successive weeks in a newspaper of general circulation published in the County.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Not applicable.

CONCLUSION

Upon approval of the enclosed agreement form, the Department of the Treasurer and Tax Collector will need all original documents returned for submission to the State Controller, as the State Controller's Office has the final approval of this and all Chapter 8 Agreements.

Respectfully submitted,

MARK J. SALADINO

Wealth Colad

Treasurer and Tax Collector

MJS:DJD MD: lpg

E: Agree2356-041106

Attachments

c: Assessor Auditor-Controller Chief Administrative Officer County Counsel

COUNTY OF LOS ANGELES

OFFICE OF THE TREASURER AND TAX COLLECTOR

HALL OF ADMINISTRATION 225 NORTH HILL STREET LOS ANGELES, CALIFORNIA 98812

Morenber 17, 1970

ME. I. MINNEY

ADOPTED

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NOV 24 1970

S MORTILL

Board of Supervisors 363 Hall of Administration Los Angeles, California 90012

Gentlemen:

TAI AGREEMENT SALES

RECOMMENDATION:
That the Tax Collector be directed to review all
requests for agreement sales pursuant to Chapter 8
of the Revenue and Taxation Code and recommend to
the Board whether such requests should be approved
in whole, in part, or denied.

That the Tax Collector is further instructed to review and recommend the price to be paid for such sales which price, in the absence of special circumstances, shall not be less than the amount necessary to redeem the property pursuant to Part 7 of Division 1 of the Revenue and Taxation Code.

EXPLANATION:
This office has recently completed a review of the policies currently in use with regard to the acquisi-

tion of tax deeded lands by taxing agencies under the authority of Chapter & of the Revenue and Taxation Code. This study showed that while pre-sent practices are in technical conformity with various statutory requirements, the \$1 per parcel price has remained constant since October 19, 1943.

It is the opinion of this office that the continua-tion of this nominal price is no longer in the best interest of the County and the other involved tax-ing agencies. The sale for a minimal fee of pro-perties charged with sizable tax deficiencies results in substantial revenue losses to the County and other agencies. and other agencies.

The nominal fee can also result in requests for acquisition without adequate attention given to actual need by the requesting agency. The result is the removal of additional property from the tax base. If resold later as surplus, the pro-

Very truly yours,

MAROLD 1. OSTLY TREASURER & TAX COLLECTOR

HJO:cm

cc: 1 Clark of the Board 5 One for each Supervisor

1 Chief Administrative Officer

1 County Counsel 6 Communications

SUMMARY OF PUBLIC AGENCY'S PURCHASE

FIRST SUPERVISORIAL DISTRICT

AGREEMENT NUMBER 2356

AGENCY

Mountains Recreation and Conservation Authority Public Agency

Selling price of this parcel shall be \$4,001.00

Public Agency intends to utilize this property for permanent open space and parkland purposes.

SUPERVISORIAL	LOCATION	PARCEL	MINIMUM
DISTRICT		NUMBER	BID
1 st	CITY OF PICO RIVERA	8124-004-002	\$ 4,001.00

AGREEMENT NUMBER 2356

MOUNTAINS RECREATION AND CONSERVATION AUTHORITY

FIRST SUPERVISORIAL DISTRICT



MOUNTAINS RECREATION & CONSERVATION AUTHORITY

Ramirez Canyon Park 5750 Ramirez Canyon Road Malibu, CA 90265 Phone (310) 589-3200 Fax (310) 589-3207

JUL 10 RECO

D151

July 3, 2003

Ms. Sharon Perkins
Los Angeles County Treasurer and Tax Collector
225 North Hill Street, Room 130
P.O. Box 512102
Los Angeles, California 90051-0102

Reservation of Tax Defaulted Properties for Public Purposes 2003B Public Tax Auction

Dear Ms. Perkins:

The Mountains Recreation and Conservation Authority (MRCA) is authorized to enter Chapter 8 Agreements with Los Angeles County and has reviewed the list of surplus properties from the above referenced public auction. The MRCA officially elects to reserve from sale the following parcels under the provisions of Division 1, Part 6, Chapter 8 of the Revenue and Taxation Code. All of the properties are being acquired for permanent open space and public parkland purposes.

			CITY
	APN	Item Number	
	2063-018-024	22	Count
<i>-</i>	2063-018-037	23	MANUOS
	2274-019-025	107	LA
	2274-019-030	109	LA
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	2278-028-002	116	LIA
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)	2427-009-006	160	E. P

DISTRICT	CITY	AGREMENT #
1	PICO RIVERA	2356
3	COUNTY OF LA	2357
3	LOS ANGELES	2358
4	LA HABRA HEIGHTS	2359
5	BURBANK	2360
5	COUNTY OF LA	2361
5	GLENDALE	2362
5	GLENDORA	2363
5	LOS ANGELES	2364
5	SANTA CLARITA	2365



Ms. Sharon Perkins 2003B Public Tax Auction Reservation Treasurer and Tax Collector July 3, 2003

Page 2

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5	2526-006-028	189	COUNTY
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Ms. Sharon Perkins 2003B Public Tax Auction Reservation Treasurer and Tax Collector July 3, 2003

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Ms. Sharon Perkins 2003B Public Tax Auction Reservation Treasurer and Tax Collector July 3, 2003 Page 4

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Ms. Sharon Perkins 2003B Public Tax Auction Reservation Treasurer and Tax Collector July 3, 2003 Page 5

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Ms. Sharon Perkins 2003B Public Tax Auction Reservation Treasurer and Tax Collector July 3, 2003 Page 6

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All of the above acquisitions are for park and open space purposes. We understand that the cost of acquisition is the minimum bid amount plus costs. If you have any questions, please contact me at (310) 589-3200 ext. 128 or Susan Shanks, Project Analyst, at ext. 124 regarding this matter. Thank you for your assistance.

Sincerely,

Paul Édelman

Deputy Executive Officer



COUNTY OF LOS ANGELES TREASURER AND TAX COLLECTOR



KENNETH HAHN HALL OF ADMINISTRATION 228 NORTH HILL STREET, ROOM 130 P.O. BOX 512102 LOS ANGELES, CALIFORNIA 90061-0102

MARK J. SALADINO TREASURER AND TAX COLLECTOR

Application to Purchase Tax Defaulted Subject to Power to Sell Property

Name of Organizat	ion: Mountains Recreation and Conservation (name of the city, county, district, redevelopment agency or state) Athority
Application to Purchase: (check one)	X Objection to a Current Pending Chapter 7 Sale Application-No Pending Chapter 7 Sale
Public Purpose for Acquiring the Property	All properties are being acquired for permanent open space and public parkland purposes.
List the Propertie(s) by Assessor's Identification Number: 8134-004-002
	Authorized Signature: Mul A. Du Title: Chily Deputy Executive Office Date: Am 122,2005

Agreement Number: 2356

MISSION STATEMENT

The Mountains Recreation and Conservation Authority (MRCA) is a local government public entity established in 1985 pursuant to the Joint Powers Act. The MRCA is a local partnership between the Santa Monica Mountains Conservancy, which is a state agency established by the Legislature, and the Conejo Recreation and Park District and the Rancho Simi Recreation and Park District both of which are local park agencies established by the vote of the people in those communities.

The MRCA is dedicated to the preservation and management of local open space and parkland, watershed lands, trails, and wildlife habitat. The MRCA manages and provides ranger services for almost 50,000 acres of public lands and parks that it owns and that are owned by the Santa Monica Mountains Conservancy or other agencies and provides comprehensive education and interpretation programs for the public.

The MRCA works in cooperation with the Conservancy and other local government partners to acquire parkland, participate in vital planning processes, and complete major park improvement projects. The MRCA provides natural resources and scientific expertise, critical regional planning services, park construction services, park operations, fire prevention, ranger services, educational and leadership programs for thousands of youth each year, and is one of the lead agencies providing for the revitalization of the Los Angeles River.

MOUNTAINS RECREATION AND CONSERVATION AUTHORITY

April 7, 2004; Agenda Item No. XVI

Resolution No. 04-54

RESOLUTION OF THE GOVERNING BOARD OF THE MOUNTAINS RECREATION
AND CONSERVATION AUTHORITY AUTHORIZING ACQUISITION OF TAX
DEFAULTED PROPERTIES IN LOS ANGELES COUNTY PURSUANT TO
DIVISION 1, PART 6, CHAPTER 8 OF THE REVENUE AND TAXATION
CODE THAT WERE RESERVED AT THE COUNTY'S 2003B PUBLIC
TAX AUCTION AND AUTHORIZING ACCEPTANCE OF
DONATIONS AND PUBLIC FUNDING TO ACQUIRE
SAID PROPERTIES

Resolved, That the Governing Board of the Mountains Recreation and Conservation Authority hereby:

- FINDS that Section 33207(b) of the Public Resources Code states, in part, "...lands offered for sale because of tax delinquency, shall not be lost to public use if they are necessary to meet the provisions of this division...."; and
- 2. FINDS that the staff report dated April 7, 2004 further describes the tax defaulted properties and various Chapter 8 Agreements; and
- FINDS that the subject properties are integral to achieving the objectives of the Santa Monica Mountains Comprehensive Plan and the Rim of the Valley Trail Corridor Master Plan; and
- 4. FINDS that the proposed action is consistent with the Rim of the Valley Trail Corridor Master Plan and the Santa Monica Mountains Comprehensive Plan; and
- 5. FINDS that the proposed action is categorically exempt from the provisions of the California Environmental Quality Act; and
- ADOPTS the staff report and recommendation dated April 7, 2004; and
- 7. AUTHORIZES the acquisition of the following tax defaulted parcels, reserved at the 2003B Los Angeles County Public Tax Auction, pursuant to Division 1, Part 6, Chapter 8 of the Revenue and Taxation Code:

2063-018-024;	2063-018-037;	2274-019-025:	2274-020-030;
2278-008-004;	2278-028-002;	2381-029-010;	2427-009-006;
4371-040-009;	4379-024-038:	4386-017-021:	4422-033-011;

Agenda Item XVI April 7, 2004 Page 2

4431-022-003;	4434-004-018;	4438-020-033;	4440-012-004;
4441-005-011;	4455-007-003;	4455-031-003;	4455-032-006;
4455-032-019;	5565-030-021;	5567-007-010;	5608-012-014;
8124-004-002	8240-033-002 and		

- 8. AUTHORIZES the acceptance of donations and public funding to acquire said properties; and
- 9. AUTHORIZES such budget amendments as may be necessary to implement this action; and
- 10. AUTHORIZES the Executive Officer to perform any and all acts necessary to carry out this resolution.



AYES: Hayduk, Daniel, Lange, Berger

NOS: none

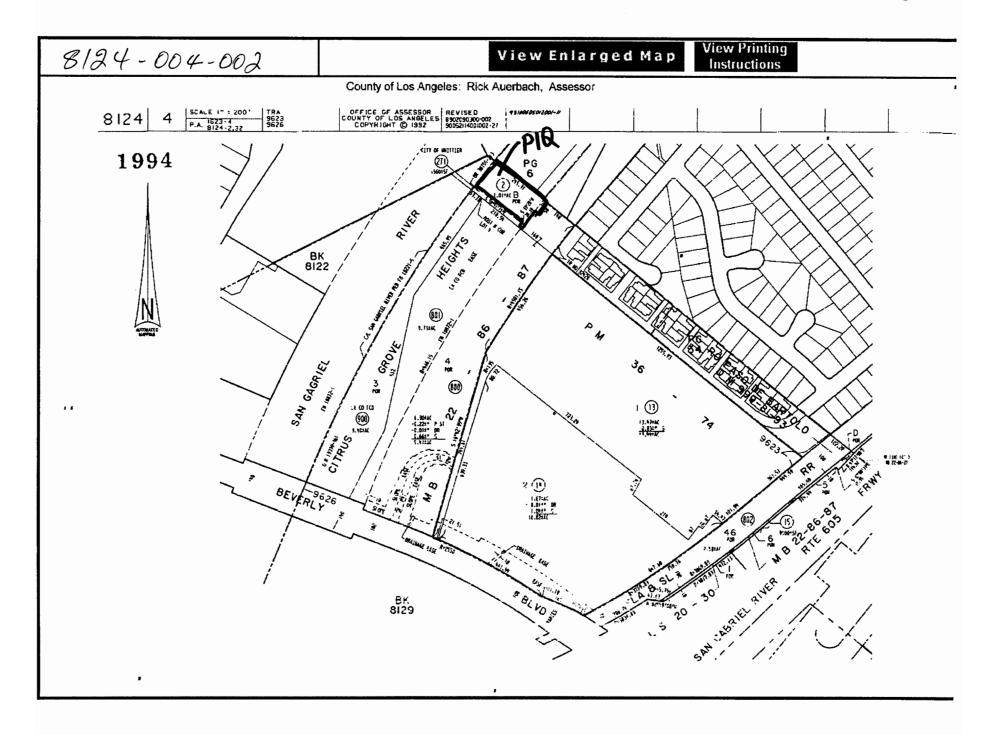
ABSTAIN: none

ABSENT: none

I HEREBY CERTIFY that the foregoing resolution was adopted at a regular meeting of the Governing Board of the Mountains Recreation and Conservation Authority, duly noticed and held according to law, on the 7th day of April, 2004.

Dated:4-7-05

Executive Officer



AGREEMENT TO PURCHASE LOS ANGELES COUNTY TAX-DEFAULTED PROPERTY

(Public/Taxing Agency)

This Agreement is made this	day of	20 by and between the
		State of California, and the
		ORITY ("Purchaser"), pursuant to the
provisions of Division 1, Part 6, C	hapter 8, of the Revenue a	nd Taxation Code.
	hereof, is tax-defaulted and	set forth and described in Exhibit "A d is subject to the power of sale by the

It is mutually agreed as follows:

- 1. That as provided by Section 3800 of the Revenue and Taxation Code, the cost of giving notice of this agreement shall be paid by the PURCHASER.
- That the PURCHASER agrees to pay the total purchase price listed for each real property described in Exhibit "A" within <u>14</u> days after the date this agreement becomes effective. Upon payment of said sum to the tax collector, the tax collector shall execute and deliver a deed conveying title to said property to PURCHASER.
- 3. That the PURCHASER agrees that the real property be used for the public use specified on Attachment "A" of this agreement.
- 4. That if said PURCHASER is a **TAXING AGENCY**, said agency would not share in the distribution of the payment required by this Agreement as defined by § 3791 and § 3720 of the Revenue and Taxation Code.

APPROVED AS TO FORM:

Office of the County Counsel

Principal Deputy County Counsel

If all or any portion of any individual parcel listed in Exhibit "A" is redeemed prior to the effective date of this agreement, this agreement shall be null and void only as it pertains to that individual parcel. This agreement shall also become null and void and the right of redemption restored upon the PURCHASER'S failure to comply with the terms and conditions of this agreement. Time is of the essence.

0§§3791, 3791.3 3793 R&T Code

The undersigned hereby agree to the terms and conditions of this agreement and are authorized to sign for said agencies. ATTEST: MOUNTAINS RECREATION CONSERVATION AUTHORIT (seal) **Board of Supervisors** Los Angeles County ATTEST: $By_{\underline{}}$ By Clerk of the Board of Supervisors _ Mayor of the Board of Supervisors By Deputy (seal) Pursuant to the provisions of Section 3775 of the Revenue and Taxation Code the governing body of the City of PICO RIVERA hereby agrees to the selling price as provided in this agreement. ATTEST: City of Pico Rivera (seal) This agreement was submitted to me before execution by the board of supervisors and I have compared the same with the records of Los Angeles County relating to the real property described therein. Wash Salad

Los Angeles County Tax Collector Pursuant to the provisions of Sections 3775 and 3795 of the Revenue and Taxation Code, the Controller agrees to the selling price hereinbefore set forth and approves the

foregoing agreement this ____ day of _____, 20___.

By: , STATE CONTROLLER

SUPERVISORIAL DISTRICT 1 AGREEMENT NUMBER 2356

REVISED 2/23/06

EXHIBIT "A"

LOCATION	FIRST YEAR DELINQUENCY	DEFAULT NUMBER	PURCHASE PRICE	PURPOSE OF ACQUISITION
CITY OF PICO RIVERA	1993	8124-004-002	\$ 4,001.00 *	OPEN SPACE & PARKLAND

LEGAL DESCRIPTION

CITRUS GROVE HEIGHTS LOT COM N 50° 51'15" W 1431.24 FT FROM MOST E COR OF LOT B TH SW ON A CURVE CONCAVE TO SE (R=4661.15 FT) 50 FT TH N 50°51' 15" W 20 FT TH SW ON A CURVE CONCAVE TO SE (R=4661.15) TO SW LINE OF SD LOT TH NW THEREON TO SE LINE OF LAND DESC IN OR 30755-213 TO WHITTIER CITY TH N 33°28' E 20.10 FT TH N 50°51' 15" W TO C/L OF SAN GABRIEL RIVER (PER FM 18221-5) TH NE THEREON TO NE LINE OF SD LOT TH SE THEREON 265.31 FT TO BEG PART OF LOT B

^{*} The purchase price quoted on this Exhibit "A" is a projection of the purchase price for a schedule of eight (8) months. If the agreement is completed in less time, then the purchase price will be decreased; however if the completion of the agreement is longer than this time, the price will increase accordingly.

AGREEMENT TO PURCHASE LOS ANGELES COUNTY TAX-DEFAULTED PROPERTY

(Public/Taxing Agency)

	(i dbiior i dxing / i	<i>301.037</i>	
This Agreement is made this Board of Supervisors of Los MOUNTAINS RECREATION & CON provisions of Division 1, Part 6, Chapte	Angeles County ISERVATION AUTH	/, State of Californi H ORITY ("Purchaser"), p	a, and the
The real property situated within said attached hereto and made a part here tax collector of said county for the non	of, is tax-defaulted a	and is subject to the power	r of sale by the
It is mutually agreed as follows	:		

- 1. That as provided by Section 3800 of the Revenue and Taxation Code, the cost of giving notice of this agreement shall be paid by the PURCHASER.
- 2. That the PURCHASER agrees to pay the total purchase price listed for each real property described in Exhibit "A" within 14 days after the date this agreement becomes effective. Upon payment of said sum to the tax collector, the tax collector shall execute and deliver a deed conveying title to said property to PURCHASER.
- 3. That the PURCHASER agrees that the real property be used for the public use specified on Attachment "A" of this agreement.
- 4. That if said PURCHASER is a <u>TAXING AGENCY</u>, said agency would not share in the distribution of the payment required by this Agreement as defined by § 3791 and § 3720 of the Revenue and Taxation Code.

APPROVED AS TO FORM:

Office of the County Counsel

Principal Deputy County Counsel

If all or any portion of any individual parcel listed in Exhibit "A" is redeemed prior to the effective date of this agreement, this agreement shall be null and void only as it pertains to that individual parcel. This agreement shall also become null and void and the right of redemption restored upon the PURCHASER'S failure to comply with the terms and conditions of this agreement. Time is of the essence.

0§§3791, 3791.3 3793 R&T Code

The undersigned hereby agree to the terms and conditions of this agreement and are authorized to sign for said agencies. ATTEST: **MOUNTAINS RECREATION & CONSERVATION AUTHORIT** (seal) Board of Supervisors Los Angeles County ATTEST: By By Clerk of the Board of Supervisors Mayor of the Board of Supervisors By_ Deputy (seal) Pursuant to the provisions of Section 3775 of the Revenue and Taxation Code the governing body of the City of PICO RIVERA hereby agrees to the selling price as provided in this agreement. ATTEST: City of Pico Rivera (seal) This agreement was submitted to me before execution by the board of supervisors and I have compared the same with the records of Los Angeles County relating to the real property described therein. Pursuant to the provisions of Sections 3775 and 3795 of the Revenue and Taxation

Code, the Controller agrees to the selling price hereinbefore set forth and approves the

AGREEMENT NUMBER 2356

SUPERVISORIAL DISTRICT 1 AGREEMENT NUMBER 2356

REVISED 2/23/06

EXHIBIT "A"

LOCATION	FIRST YEAR DELINQUENCY	DEFAULT NUMBER	PURCHASE PRICE	PURPOSE OF ACQUISITION
CITY OF PICO RIVERA	1993	8124-004-002	\$ 4,001.00 *	OPEN SPACE & PARKLAND

LEGAL DESCRIPTION

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^{*} The purchase price quoted on this Exhibit "A" is a projection of the purchase price for a schedule of eight (8) months. If the agreement is completed in less time, then the purchase price will be decreased; however if the completion of the agreement is longer than this time, the price will increase accordingly.